IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

STRATTON PEAY, : Civil No. 3:15-cv-345

Plaintiff : (Judge Mariani)

:

SUPERINTENDENT J. FISHER, et al.,

٧.

Defendants

<u>ORDER</u>

AND NOW, this day of March, 2017, upon consideration of Defendants' motion (Doc. 105) for summary judgment, and for the reasons set forth in the Court's Memorandum of the same date, IT IS HEREBY ORDERED THAT:

- 1. Defendants' motion (Doc. 105) for summary judgment is **GRANTED**.
- 2. Judgment shall be **ENTERED** in favor of Defendants and against Plaintiff.
- 3. The Clerk of Court is directed to **CLOSE** this action.
- 4. Any appeal from this Order is **DEEMED** frivolous and not in good faith. See 28 U.S.C. § 1915(a)(3).

Robert D. Mariant

United States District Judge